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AR&amp;E REF. 96700/1031

**IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**

Applicants : William R. Jacobs, Jr., Tsungda Hsu, Stoyan Bardarov, Vasan Sambandamurthy and Sheldon Morris

Application No. : 10/542,958

Filed : January 30, 2007

For : USE OF MYCOBACTERIAL VACCINES IN CD4<sup>+</sup> OR CD8<sup>+</sup> LYMPHOCYTES-DEFICIENT MAMMALS

Art Unit : 1645

Examiner : Rodney P. Swartz, Ph.D.

Customer No. : 1912

**COMMUNICATION IN RESPONSE TO JULY 1, 2009 OFFICE ACTION**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

"Express Mail" mailing label no.	EM 289895325 US
Date of Deposit:	July 21, 2009
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Name:	Joycelyn Giles Fenty
Signature:	

In the July 1, 2009 Office Action, the Examiner indicated that the previous Amendment was non-compliant for failing to include the term "mammal" in Claim 14 (sic Claim 41). A complete listing of the claims set forth in the April 14, 2009 Amendment with the term "mammal" included in Claim 14 is attached. Since a response to the July 1, 2009 Office Action is due August 1, 2009, this response is being timely filed. If any fee is required in connection with the Communication, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 01-1785.

Respectfully submitted,

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Dated: New York, New York  
July 21, 2009

By:

Craig J. Arnold, Reg. No. 34,387